

ASSEMBLY BILL

No. 2369

Introduced by Assembly Member Fuentes

February 21, 2008

An act to amend Section 3072 of the Labor Code, relating to employment.

LEGISLATIVE COUNSEL'S DIGEST

AB 2369, as introduced, Fuentes. Apprenticeship programs: prevailing wage enforcement.

Under existing law, the Director of Industrial Relations is the Administrator of Apprenticeship and is authorized to appoint assistants necessary to effectuate the purposes of state law governing apprenticeships.

Existing law requires, with certain exceptions, that all workers employed on public works be paid not less than the general prevailing rate of per diem wages for work of a similar character in the locality in which the public work is performed and establishes prevailing wage requirements with regard to holiday and overtime work. Existing law requires that every apprentice employed upon public works projects be paid the prevailing rate of per diem wages for apprentices in the trade to which he or she is registered.

Existing law exempts certain public works projects from the prevailing wage requirements applicable to workers if the awarding body contracting for public work initiates and enforces a labor compliance program that meets specific statutory and regulatory requirements and ensures compliance with prevailing rate wage laws. Existing law requires that all labor compliance programs obtain the approval of the director.

This bill would provide that an awarding body that implements an approved labor compliance program may assist the director in the enforcement of prevailing rate wage laws that apply to apprenticeships through the operation of that approved labor compliance program.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 3072 of the Labor Code is amended to
2 read:
3 3072. (a) The Director of Industrial Relations is ex officio the
4 Administrator of Apprenticeship and is authorized to appoint such
5 assistants as shall be necessary to effectuate the purposes of this
6 chapter.
7 (b) *An awarding body, as defined in Section 1722, that*
8 *implements an approved labor compliance program pursuant to*
9 *subdivision (b) of Section 1771.5 may assist the director in the*
10 *enforcement of prevailing wage laws that apply to apprenticeships,*
11 *through the operation of that approved labor compliance program*